



LAVA GROUP

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FACSIMILE TRANSMITTAL

MAIL STOP : Amendment**FROM** : Gregory S. Smith**EXAMINER** : PRIETO, Beatriz**Faxing DATE**: October. 4, 2004**FACSIMILE** : (703) 872-9306**LAVA GROUP FILE #**: 26001.1001**SUBJECT**: Application Serial No 09/679,688 Filed October 5, 2000

This Transmission Includes the Following Items

Item being transmitted	Pages
<input checked="" type="checkbox"/> Transmittal Form	1
<input checked="" type="checkbox"/> Fee Transmittal Form	1
<input checked="" type="checkbox"/> PTO 2038 Credit Card Authorization	1
<input checked="" type="checkbox"/> Supplemental Response and Amendment	12

Total Pages Including Cover Sheet 16

COMMENTS:TWO RAVINIA DRIVE, SUITE 790
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FACSIMILE: 770-804-0900MOBILE: 404-643-3430
EMAIL: gsmith@lavagroup.net

PTO/SB/21 (08-03)

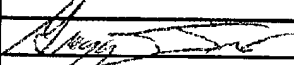
Approved for use through 08/30/2003. OMB 0651-0031

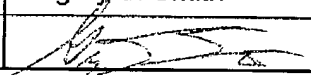
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/679,688
	Filing Date	October 5, 2000
	First Named Inventor	LIPSCOMB et al.
	Art Unit	2142
	Examiner Name	Prieto, Beatriz
	Attorney Docket Number	26001.1001
Total Number of Pages in This Submission		15

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): PTO 2038 Credit Card Authorization
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Lava Group Law by Smith & Frohwein, LLC
Signature	
Date	October 4, 2004

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Gregory S. Smith		
Signature		Date	October 4, 2004

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PTO/SB/17 (10-03)

Approved for use through 07/31/2005. OMB 0651-0032
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FEE TRANSMITTAL
for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$ 86.00)**Complete if Known**

Application Number	09/679,688
Filing Date	October 5, 2000
First Named Inventor	LIPSCOMB, Kenneth O.
Examiner Name	PRIETO, Beatriz
Art Unit	2142
Attorney Docket No.	26001.1001

METHOD OF PAYMENT (check all that apply)

☐ Check ☒ Credit card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account:

Deposit Account Number _____

Deposit Account Name _____

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments

☐ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION**1. BASIC FILING FEE**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	
1002 340	2002 170	Design filing fee	
1003 530	2003 265	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1)			(\$ 0)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims _____ Extra Claims _____ Fee from below _____ Fee Paid _____

Independent Claims _____ - 20** = _____ X _____ = _____

Multiple Dependent Claims _____ - 3** = 2 X 43 = \$86

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1202 18	2202 9	Claims in excess of 20	
1201 86	2201 43	Independent claims in excess of 3	
1203 290	2203 145	Multiple dependent claim, if not paid	
1204 86	2204 43	** Reissue independent claims over original patent	
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)			(\$ 0)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 420	2252 210	Extension for reply within second month	
1253 950	2253 475	Extension for reply within third month	
1254 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	
1402 330	2402 165	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	Petition to revive - unintentional	
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 86)**SUBMITTED BY**

Name (Print/Type)	Gregory Scott Smith	Registration No. (Attorney/Agent)	40,819	Telephone	770.804.9070
Signature		Date	October 4, 2004		

(Complete if applicable)

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Attorney Docket No.: 26001.1001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Kenneth O. Lipscomb

Application No: 09/679,688

Filed: October 5, 2000

For: **SYSTEM AND METHOD FOR
DISTRIBUTING MEDIA ASSETS TO
USER DEVICES AND MANAGING
USER RIGHTS OF THE MEDIA
ASSETS**

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Group Art Unit: 2142
Examiner: Prieto, Beatriz

Our File No.: 26001.1001

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SUPPLEMENTAL RESPONSE AND AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the non-final Office Action dated March 3, 2004, Applicants submitted a response and amendment (along with a request for a two-month extension of time and the appropriate fee) via facsimile on August 3, 2004. In addition to these these remarks and amendments, please enter the following supplemental amendments and consider the following remarks.

10/05/2004 AMONDAF1 00000141 09679688

01 FC:2201
02 FC:1999

44.00 OP
42.00 OP

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NOTICE OF FEE DUE

DATE: 10-04-04

TO: Issue Fee

FROM: Office of Initial Patent Examination

SUBJECT: Fee Due

APPLICATION NUMBER 09/679 688

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☐ Insufficient fee by check

☐ Insufficient funds in deposit amount

☐ Declined credit card

☒ Non-authorization for charge to deposit account

☐ No fee submitted per requirement

The correct fee code: 2201 amount \$ 44

The suspended fee code: 1999 amount \$ 42

Fee Due amount =\$ 2

If you have any questions, please contact Cynthia Streater at 703-306-5430 or Eleanor Kurtz 703-308-3642

Terminal Operator Abelba

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